IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

Criminal Writ Petition No.1646 of 2005

Anil Murlidhar Deshmukh & Ors. ..Petitioners

Versus

The State of Maharashtra & Anr. ..Respondents

Mr.Majid memon for the petitioner

Mr.Mhaispurkar for the State

CORAM: S.B.MHASE &
S.R.SATHE, JJ.

DATE : 23rd August, 2005

P.C.

1. Heard Ld. Counsel Mr. Majid Memon for the petitioner & Mr. Mhaispurkar for the Respondent No.1.

2. This is Habeas Corpus petition. The petitioner is an accused in MOCA in Criminal Special Case No. 6 of 2005. Mr. Majid Memon made a grievance that the petitioners were arested in connection with the above referred crime on 8.10.2004 and the chargesheet is filed on 16.3.2005. However, since the chargesheet is filed beyond 180 days, an application under Section 167(2) was submitted. We need not go into the merits of the case at this stage, but since the application is pending since 16.3.2005 it is desirable to direct the

Special Judge to decide the said application expeditiously and in any circumstance within a period of one month from today.

3. In view of this directions the learned Counsel Mr. Majid Memon for the petitioner states that as his purpose is served leave be granted to withdraw the petition.

4. With the above directions petitions is allowed to be withdrawn.

5. Petition is disposed off accordingly.

(S.R.Sathe, J.) (S.B.Mhase, J.)